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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|---------------------------|---|---|
| UNITED STATES OF AMERICA, |) | CR 09-0590 (JSW) |
| |) | |
| Plaintiff, |) | STIPULATION AND PROPOSED ORDER |
| |) | EXCLUDING TIME UNDER TITLE 18 U.S.C. |
| v. |) | § 3161 |
| |) | |
| AARON WILSON, |) | |
| |) | |
| Defendant. |) | |

On August 27, 2009, the parties in this case appeared before the Court and set dates for motions briefing. At that time, the parties requested, and the Court agreed, to continue this matter for a motions hearing on October 15, 2009. The parties agree that, taking into account the public interest in prompt disposition of criminal cases, good cause exists for this extension.

The defendant also agrees to exclude for this period of time, any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the continuance was the

reasonable time necessary for continuity of counsel and effective preparation. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agreed that the ends of justice served by granting such a continuance outweighed the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

DATED: August 27, 2009

/s/

BENJAMIN P. TOLKOFF
Assistant United States Attorney

DATED: August 27, 2009

/s/

EDWARD W. SWANSON
Attorney for AARON WILSON

For the reasons stated above, the Court finds that the continuation of this matter from August 27, 2009, to October 15, 2009, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A). The failure to grant the requested continuance would deny the defendant effective preparation of counsel, and would result in a miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(iv).

SO ORDERED.

DATED: August 28, 2009


HONORABLE JEFFREY S. WHITE
United States District Court Judge